

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

**MOJO NICHOLS, SUSAN BREWSTER,
DUANE DEA, MARYANNE DERACLEO,
KAREN KELLY, REBECCA RICHARDS,
JENNIFER SELLERS, and STACY
SPENCER,**

*Individually and on Behalf of All Others
Similarly Situated,*

Plaintiffs,

v.

**NOOM, INC., ARTEM PETAKOV, and
JOHN DOES 1 TO 5,**

Defendants.

No. 20 Civ. 3677 (LGS) (KHP)

NOTICE OF VOLUNTARY DISMISSAL WITHOUT PREJUDICE

Pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(i), Plaintiffs Geraldine Mahood, Alexandra Burwood, Melissa Cuevas, and Elvera Honore, through their undersigned counsel, hereby file this Notice of Voluntary Dismissal Without Prejudice as to Defendant Noom, Inc. Ms. Mahood, Ms. Burwood, Ms. Cuevas, and Ms. Honore's Notice is appropriate given that Defendant Noom, Inc. has not answered or filed a Motion for Summary Judgment in this matter. This Notice is filed on behalf of Ms. Mahood, Ms. Burwood, Ms. Cuevas, and Ms. Honore only and does not in any way affect the claims asserted against Defendants Noom, Inc., Artem Petakov, and John Does 1 to 5 by the Named Plaintiffs in the Second Amended Complaint, ECF No. 88, or by the Class defined therein.

Dated: November 10, 2020

Respectfully submitted,

WITTELS MCINTURFF PALIKOVIC

By: /s/ Steven L. Wittels
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